

CF-100 (3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR, C.G.

WRIT PETITION NO. 3254/2004
(Petition under article 226/ 227 of the Constitution of India)

PETITIONER :

Smt. Rajkumari Uike wife of Krishna Kumar Uike, aged about 33 years, at present working as a Asstt. Teacher, Primary School Dongerdulla, Distt. Dhamtari (C.G.)

P.R. No. 3268/04
Presented by Shri. J. K. S. Sankara
dated 14.9.04

VERSUS

- RESPONDENTS : 1) State of Chhattisgarh through the Secretary, General Administration department, D.K.S. Bhawan, Raipur, C.G.
- 2) District Co-ordinator, Tribal Welfare Department, in the office of Collectorate Distt. Dhamtari,
- 3) Block Development Education Officer, Nagari, Distt. Dhamtari C.G.
- 4) Principal, Primary School Dongardulla, Distt. Dhamtari, C.G.
- 5) Principal, Primary Girls School Sankara, Distt. Dhamtari, C.G.
- 6) Vijay Kumar Sahu, Asstt. Teacher Primary School Sankara, Distt. Dhamtari, C.G.

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14/9/04
Distt. D.K.S. Bhawan



WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE
WRITS, ORDERS AND DIRECTONS ETC.

आदेश पत्रक

W.P. No. 3254/2004

मामला क्रमांक

सन 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी सजिस्टार के अन्तिम आदेश
27-9-2004	Shri Vishnu Kosta, Advocate for the petitioner. Shri V.V.S. Murthy, Dy. Advocate General for the State. Application for urgent hearing is allowed. Heard. Learned counsel for the petitioner submits that the matter relates to transfer of the petitioner. It is submitted that the petitioner has been transferred as per Annexure P-1 dated 13-8-2004 from Primary School, Dogardula to Primary School, Sankra on administrative ground. It is further submitted that earlier on 31-7-2004 as per Annexure P-2 the respondent no. 6 was transferred from Primary School Sankra to Primary School, Satvahini, Nagri. It is submitted that by another order dated 13-8-2004, earlier transfer order of respondent no. 6 has been amended and the respondent no. 6 has been transferred from Primary School Sankra to Primary School, Budra. It is submitted that the petitioner has been transferred to accommodate respondent no. 6. He further submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law. Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising her grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law as early as possible preferably within six weeks from the date of receipt of the representation. Shri Koshta submits that the petitioner has not been relieved and she be allowed to continue till the representation is decided. If the petitioner has not been relieved, she be allowed to continue till the decision of representation. It is made clear that if the petitioner has been relieved, this order will not entitle her to rejoin in the earlier place of posting. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P.No.2846/2004 also stands disposed of. Certified copy as per rules.	

Sd/-
Fakhruddin
Judge

+ Petition

30-9

Pet 30/9/04

1 for Petitioner